

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

**NOTICE OF DEPOSITION PURSUANT TO RULES 26 AND 30 OF
CHRISTOPHER L. FERN**

PLEASE TAKE NOTICE that, pursuant to Federal Rules of Civil Procedure 26 and 30, the Court's Scheduling Order, and the Court's Local Rules, plaintiff LP Matthews, L.L.C., requests to take a deposition upon oral examination of Mr. Christopher L. Fern. The deposition will commence at the offices of Robins, Kaplan, Miller & Ciresi L.L.P., 1801 K Street, N.W., in Washington, DC on May 11, 2006 at 9:00 a.m. or at another mutually agreed-upon location. The deposition will be taken upon oral examination before a court reporter, notary public, or other person authorized by the laws of the United States to administer oaths and will be recorded using stenographic, audiographic, and/or videographic means.

ASHBY & GEDDES

/s/ Lauren E. Maguire

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Dated: March 27, 2006
167997.1

CERTIFICATE OF SERVICE

I hereby certify that on the 27th day of March, 2006, the attached **NOTICE OF DEPOSITION PURSUANT TO RULES 26 AND 30 OF CHRISTOPHER L. FERN** was served upon the below-named counsel of record at the address and in the manner indicated:

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